

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION**

SPECTRUM WT, *et al.*,
Plaintiff,

v.

WALTER WENDLER, *et al.*,
Defendants.

Case No.: 2:23-cv-00048-Z

Hon. Matthew J. Kacsmark

STIPULATION OF DISMISSAL

Plaintiff Spectrum WT (“Plaintiff”) and Defendants Walter Wendler and Christopher Thomas in their official capacities (“Defendants”) (together, the “Parties”) jointly stipulate as follows:

1. If (a) an injunction is entered by the Court in the final judgment in this action against Defendant Wendler (which Defendant Wendler denies would be lawful or appropriate) or (b) an injunction is entered by the District Court against Defendant Wendler in compliance with a mandate of the Fifth Circuit Court of Appeals, then Christopher Thomas in his official capacity will be deemed an officer, agent, or employee of Defendant Wendler in his official capacity for purposes of Federal Rule of Civil Procedure 65(d)(2).
2. The Parties hereby stipulate to the dismissal without prejudice of all of Plaintiff’s claims against Defendant Christopher Thomas in his official capacity under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

Plaintiff’s claims against Defendant Wendler in his official capacity remain pending.

Dated: December 30, 2025

/s/ JT Morris

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Counsel for Defendants Wendler and
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CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2025 a true and correct copy of the foregoing document was transmitted via using the CM/ECF system, which automatically sends notice and a copy of the filing to all counsel of record.

/s/ JT Morris

JT Morris

FOUNDATION FOR INDIVIDUAL
RIGHTS AND EXPRESSION